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April 24, 2019

By Fax - (212) 805-6382

The Honorable Victor Marrero  
 Daniel Patrick Moynihan  
 United States Courthouse  
 500 Pearl Street, Suite 1040  
 New York, NY 10007

USDC SDNY
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Re: *Baliga v. Link Motion Inc. et al.*, Case No. 1:18-cv-11642-VM

Dear Judge Marrero,

This firm represents defendant Vincent Wenyong Shi in the above-referenced action. We write in reference to the letter dated April 16, 2019 submitted to the Court by Robert W. Seiden, Esq., the Court-appointed temporary receiver (the "Receiver") for Link Motion Inc. (Dkt. 43), which includes an interim status report and a request for approval of payment of invoices of the Receiver and the Receiver's foreign counsel.

On March 27, 2019, Mr. Shi filed a motion to dismiss all claims as against Mr. Shi, to dissolve the preliminary injunction entered on February 1, 2019, and to discharge the Receiver (Dkt. 35-37). Plaintiff's opposition is due on April 26, 2019 and Mr. Shi's reply is due on May 17, 2019.

During the March 29, 2019 oral argument that was previously scheduled to address plaintiff's request for a contempt order against Mr. Shi, the Court noted that Mr. Shi raised a substantial issue regarding the validity of the receivership order as to him and that, prior to full briefing, the Court was not yet prepared to address this issue or the issues raised in Mr. Shi's motion to dismiss. Your Honor further stated that until the Court can address the legal issues raised by Mr. Shi's motion, the Court would not make any determination on plaintiff's request for a contempt order against Mr. Shi.

Based on the foregoing, Mr. Shi requests that the Court defer ruling on the Receiver's request for payment until after the Court rules on Mr. Shi's motion. Mr. Shi further requests, following the Court's ruling on his motion, the opportunity to respond to the items set forth in the Receiver's interim report and request for payment.

Thank you for your consideration of this matter.

Hon. Victor Marrero  
April 24, 2019  
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Sincerely,



Michael James Maloney

mjm:MM

cc (via email): Robert W. Seiden, Esq.  
*Court-Appointed Temporary Receiver  
for Link Motion, Inc.*

Michael D. Cilento, Esq. (via ECF)  
*Attorney for Plaintiff*

The Clerk of Court is directed to enter into the public record  
of this action the letter above submitted to the Court by

Defendant Vincent Wenyong Shi.

SO ORDERED.

4-29-19

DATE

  
VICTOR MARRERO, U.S.D.J.